

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

|   |   |                       |
|---|---|-----------------------|
| WAYNE VAN SCOY,                         | ) |                       |
|   | ) |                       |
| Plaintiff and                           | ) |                       |
| Counterclaim-Defendant,                 | ) |                       |
|   | ) |                       |
| v.                                      | ) |                       |
|   | ) |                       |
| VAN SCOY DIAMOND MINE OF                | ) | Case No. 05-108 (KAJ) |
| DELAWARE, INC., a Delaware corporation, | ) |                       |
| KURT VAN SCOY, and DONNA VAN SCOY,      | ) |                       |
|   | ) |                       |
| Defendants and                          | ) |                       |
| Counterclaim-Plaintiff.                 | ) |                       |

**Statement Pursuant to Local Rule 7.1.1.**

Counsel for Defendants Van Scoy Diamond Mine of Delaware, Inc., Kurt Van Scoy and Donna Van Scoy has made a reasonable effort to reach agreement with Counsel for Plaintiffs to enter into a Revised Stipulated Protective Order, which efforts were unsuccessful.

FOX ROTHSCHILD LLP

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